8th November 1965] [திரு. ஆர். வெங்கட்டராமன்]

ஆகவே பெட்ரோல் உபயோகம் குறைவது மிகவும் வரவேற்கத் தக்கதுதான். இந்த வரிவிதிப்பின் காரணமாக பெட்ரோல் உபயோகம் குறைவதினுல் நாட்டுக்கு நன்மையே தவிர சர்க்காருக்கோ அல்லது நாட்டுக்கோ எந்தவிதமான நஷ்டமும் இல்லை. இந்த வரிவிதிப்பை பொதுவாக வரவேற்றுப்பேசியதற்காக என் நன்றியை தெரிவித்துக்கொண்டு இதை ஏற்றுக்கொள்ள வேண்டும் என்று கேட்டுக்கொள்கிறேன்.

MR. SPEAKER: The question is—

"That the Madras Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965 (L.A. Bill No. 33 of 1965) be taken into consideration".

The motion was put and carried and the Bill was taken into consideration.

Clause 2 was put and carried.

Clause 1, the Enacting Formula and the Long Title were put and carried.

THE HON. SRI R. VENKATARAMAN: Sir, I move—

'That the Madras Sales of Motor Spirit Taxation (Second Amendment) Bill, 1965 (L.A. Bill No. 33 of 1965) be passed'.

The motion was put and carried and the Bill was passed.

(2) THE MADRAS WAREHOUSES (AMENDMENT) BILL, 1965.

THE HON. SRI N. NALLASENAPATHI SARKARAI MANRADIAR: Mr. Speaker, Sir, I beg to introduce the Madras Warehouses (Amendment) Bill, 1965 [a] and move—

'That the Bill be taken into consideration'.

According to section 16 of the Madras Warehouses Act, 1951 (Madras Act XV of 1951), for the goods deposited in a licensed warehouse the warehouseman should issue a receipt in the prescribed form which shall contain the full particulars of the goods deposited. The form of the warehouse receipt in vogue is that set out in Form No. 7 appended to the Madras Warehouses Rules, 1953. It has now been proposed to adopt a uniform warehouse receipt in all States with a view to make it popular and capable of easy negotiation and to get the warehouse receipts of the Madras State Warehousing Corporation and the Central Warehousing Corporation printed in the Government Press at Nasik to make it fool-proof against any possibility of forgery. The Central Warehousing Corporation has suggested a revised form of warehouse receipt to be adopted by all the State Warehousing Corporations. One of the conditions printed on the reverse of the warehouse receipt is that, if the warehouseman after reasonable efforts is unable to sell the goods, he may dispose of them in any manner, he may think fit and shall incur no liability by reason thereof.

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a Published in the *Fort St. George Gazette* Extraordinary, dated 29th October 1965.

[Sri N. Nallasenapathi Sarkarai Manradiar] [8th November 1965

But according to sub-section (2) of section 11 of Madras Act XV of 1951, the warehouseman can dispose of the goods only by public auction at the cost and risk of the depositor and not in any manner as the warehouseman thinks fit. Hence sub-section (2) of section 11 has to be amended so as to enable the inclusion of a condition in the warehouse receipt to the effect that when the warehouseman is unable to sell the goods by public auction he may dispose of the goods in any manner he thinks fit.

Consequently, it has been decided that when the goods are sold otherwise than by public auction, the warehouseman should be enabled to deduct from the proceeds of the sale the charge incurred in selling the goods and all other amounts due to him from the depositor on any account. It has also been decided that the warehouseman should account for the balance of the sale proceeds, if any, in the prescribed manner and that if the goods are disposed of otherwise than by sale by public auction then, the warehouseman should not be subject to any liability by reason of such disposal. Necessary provisions for the above purpose have been made in section 11 by inserting two new sub-sections. With these words, I commend the motion for the acceptance of the House.

MR. SPEAKER : The question is—

'That the Madras Warehouses (Amendment) Bill, 1965 be taken into consideration'.

The motion was put and carried and the Bill was taken into consideration.

Clause 2 was put and carried.

Clause 1, the Enacting Formula and the Long Title were put and carried.

THE HON. SRI N. NALLASENAPATHI SARKARAI MANRADIAR : Sir, I move—

'That the Madras Warehouses (Amendment) Bill, 1965 be passed'.

The motion was put and carried and the Bill was passed.

VI.—GOVERNMENT MOTION.

CHANGE IN THE ORDER OF BUSINESS.

THE HON. SRI R. VENKATARAMAN : Sir, under rule 21, sub-rule (3) of the Madras Legislative Assembly Rules, I move—

"That item (4) in to-day's agenda under Government Bills viz., 'The Madras City Tenants' Protection (Amendment) Bill, 1965 (L.A. Bill No. 31 of 1965) be taken up before item (3) viz., 'The Madras Land Revenue and Water-Cess (Surcharge) Bill, 1965 (L. A. Bill No. 30 of 1965)."

The motion was put and carried.